

107TH CONGRESS
2D SESSION

H. R. 3803

To amend the Packers and Stockyards Act, 1921, to prohibit livestock packers from owning or feeding livestock intended for slaughter for more than 14 days before such slaughter.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 27, 2002

Mr. BOSWELL (for himself, Mr. POMEROY, and Mr. SHOWS) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the Packers and Stockyards Act, 1921, to prohibit livestock packers from owning or feeding livestock intended for slaughter for more than 14 days before such slaughter.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PROHIBITION ON PACKERS OWNING OR FEED-**
4 **ING LIVESTOCK FOR EXTENDED PERIODS.**

5 (a) IN GENERAL.—Section 202 of the Packers and
6 Stockyards Act, 1921 (7 U.S.C. 192), is amended—

7 (1) by redesignating subsections (f) and (g) as
8 subsections (g) and (h), respectively;

1 (2) by inserting after subsection (e) the fol-
2 lowing:

3 “(f) Own or feed livestock directly, through a sub-
4 sidiary, or through an arrangement that gives the packer
5 operational, managerial, or supervisory control over the
6 livestock, or over the farming operation that produces the
7 livestock, to such an extent that the producer is no longer
8 materially participating in the management of the oper-
9 ation with respect to the production of the livestock, ex-
10 cept that this subsection shall not apply to—

11 “(1) an arrangement entered into within 14
12 days before slaughter of the livestock by a packer,
13 a person acting through the packer, or a person that
14 directly or indirectly controls, or is controlled by or
15 under common control with, the packer;

16 “(2) a cooperative or entity owned by a cooper-
17 ative, if a majority of the ownership interest in the
18 cooperative is held by active cooperative members
19 that—

20 “(A) own, feed, or control livestock; and

21 “(B) provide the livestock to the coopera-
22 tive for slaughter; or

23 “(3) a packer that is owned or controlled by
24 producers of a type of livestock, if during a calendar
25 year the packer slaughters less than 2 percent of the

1 head of that type of livestock slaughtered in the
2 United States; or”.

3 (b) EFFECTIVE DATE.—

4 (1) IN GENERAL.—Subject to paragraph (2),
5 the amendments made by subsection (a) take effect
6 on the date of enactment of this Act.

7 (2) TRANSITION RULES.—In the case of a pack-
8 er that on the date of enactment of this Act owns,
9 feeds, or controls livestock intended for slaughter in
10 violation of section 202(f) of the Packers and Stock-
11 yards Act, 1921 (as amended by subsection (a)), the
12 amendments made by subsection (a) apply to the
13 packer—

14 (A) in the case of a packer of swine, begin-
15 ning on the date that is 18 months after the
16 date of enactment of this Act; and

17 (B) in the case of a packer of any other
18 type of livestock, beginning as soon as prac-
19 ticable, but not later than 180 days, after the
20 date of enactment of this Act, as determined by
21 the Secretary of Agriculture.

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